THE HONOURABLE SRI JUSTICE N.V.RAMANA

W. P.No.28189 of 2005

Dated:18.01. 2007

Between:

P. Narayana and others.

.....PETITIONERS

AND

Singareni Collieries Company Limited, rep. By its Managing Director, Kothagudem, Khammam District and another.

....RESPONDENTS

THE HONOURABLE SRI JUSTICE N.V.RAMANA

W. P.No.28189 of 2005

ORDER:

This writ petition is filed seeking to declare the action of the respondents in not absorbing the petitioners as Badali Fillers/Temporary General Mazdoor, as illegal and arbitrary.

2. The petitioners state that they worked with the respondent-Company as General Mazdoors for more than a decade in a perennial nature of work without any break in service. They state that when the respondent company, instead of absorbing, disengaged them from service without any notice, they made a representation dated 24.01.2005 to the respondent-Company for absorption in the existing post of Badili Fillers/Temporary General Mazdoor, but so far no orders thereon have been passed by the respondent-Company. Hence, they filed the present writ petition.

3. Heard the learned counsel for the petitioners and the learned Standing Counsel for the respondents.

4. When the matter is taken up for hearing, both the counsel agreed to dispose of the writ petition with a direction to the

respondent-Company to consider the representation of the petitioners, which is pending for consideration.

5. Having regard to the facts and circumstances of the case and in view of the agreed stand taken by both the counsel, I deem it appropriate to dispose of the writ petition with the following direction.

The respondent-Company is directed to consider the representation dated 24.01.2005 of the petitioners and pass appropriate orders thereon in accordance with law, expeditiously. In the event if the respondent-Company rejects the claim of the petitioners for absorption, the petitioners are at liberty to approach the appropriate forum.

Accordingly, the Writ Petition is disposed of. No costs.

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(N.V. RAMANA, J.)

Date:18-01-2007.

sj/nsr